

REMARKS

Applicant is submitting herewith a preliminary amendment, in which claims 15 and 16 have been added.

Restriction/Election

In response to the Restriction and Election of Species Requirement dated January 22, 2010, Applicant responds herewith.

In response to the Restriction Requirement, Applicant elects **Group I, claims 1-11** for examination. This election is made without traverse.

The Examiner has identified the application as containing claims directed to more than one distinct species. The Examiner has required the Applicant to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted. The Examiner believes there are no generic claims. Applicant has been advised that a response to this requirement shall include an identification of the species that is elected and a listing of all claims readable thereon.

In response to the Examiner's requirement, Applicant elects **Species A, FIGS 15A, 15B and Subspecies b, Figs. 22B, 22C** for examination. All of elected claims 1-11 read on these elected species. With respect to all of the claims (both elected and non-elected), Claims 14 read on Species A, and claims 1-13 read on Subspecies b.

Applicant reserves the right to file a Divisional Application directed to the non-elected.

New Claims

Applicant has added new dependent claims 15 and 16. Although these claims are not directed to elected Group 1, Applicant submits that if a generic, linking claim is found to be

Preliminary Amendment and Response To Restriction
And Election Of Species Requirements
U.S. Application No.: 10/589,820

Attorney Docket No.: Q94985

allowable, these dependent should be rejoined and considered allowable in the same application.

See MPEP §821.04.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/John M. Bird/

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

John M. Bird
Registration No. 46,027

WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: February 22, 2010